

CONGRESSIONAL RECORD SUMMARY

Tuesday, November 6, 2001

SENATE

Measure Introduced:

S. 1639. *A bill to provide Federal managers with tools and flexibility in areas such as personnel, budgeting, property management and disposal, and for other purposes; to the Committee on Governmental Affairs.*

Voinovich

Page S 11488

Measure Passed:

Labor/HHS/Education Appropriations Act: By 89 yeas to 10 nays (Vote No. 324), Senate passed H.R. 3061, making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies for the fiscal year ending September 30, 2002, after taking action on the following amendments proposed thereto:

Pages S 11449-53, S 11458-75, D 1102

See Page S 11471: SEC. 519. (a) Definition.--In this section the term "qualified magistrate judge" means any person who--

(1) retired as a magistrate judge before November 15, 1988; and

(2) on the date of filing an election under subsection (b)--

(A) is serving as a recalled magistrate judge on a full-time basis under section 636(h) of title 28, United States Code; and

(B) has completed at least 5 years of full-time recall service.

(b) Election of Annuity.--The Director of the Administrative Office of the United States Courts may accept the election of a qualified magistrate judge to--

(1) receive an annuity under section 377 of title 28, United States Code; and

(2) come within the purview of section 376 of such title.

(c) Credit for Service.--Full-time recall service performed by a qualified magistrate judge shall be credited for service in calculating an annuity elected under this section.

(d) Regulations.--The Director of the Administrative Office of the United States Courts may promulgate regulations to carry out this section.

Withdrawn:

Daschle Amendment No. 2044, to provide collective bargaining rights for public safety officers employed by States or their political subdivisions.

Pages S 11453, D 1102

During consideration of this bill today, the Senate also took the following action:

By 56 yeas to 44 nays (Vote No. 323), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate failed to agree to close further debate on **Daschle Amendment No. 2044** (listed above).

Pages S 11452-3, D 1102

Gramm Modified Amendment No. 2055 (to Amendment No. 2044), to preserve the freedom and constitutional rights of firefighters, law enforcement officers and public safety officers, fell when Daschle Amendment No. 2044 (listed above) was withdrawn.

Pages S 11453, D 1102

Senate insisted on its amendment, requested a conference with the House thereon, and the Chair was authorized to appoint the following conferees on the part of the Senate: Senators Harkin, Hollings, Inouye, Reid, Kohl, Murray, Landrieu, Byrd, Specter, Graham, Gregg, Craig, Hutchison, Stevens, and DeWine.

Pages S 11475, D 1102

H.R. 2944. District of Columbia Appropriations Act:

Committee on Appropriations was discharged from further consideration of H.R. 2944, making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of said District for the fiscal year ending September 30, 2002, and the Senate then began consideration of the bill, taking action on the following amendment proposed thereto:

Pages S 11475-80, D 1102

Adopted:

Landrieu/DeWine Amendment No. 2106, in the nature of a substitute.

Pages S 11476-80, D 1102

A unanimous-consent-time agreement was reached providing for further consideration of the bill at 10 a.m., on Wednesday, November 7, 2001, where Senators Allen and Hutchison will be recognized to offer certain amendments, with votes to occur on the amendments.

Pages S 11486, D 1102

Nominations Confirmed:

Senate confirmed the following nominations:

By unanimous vote of 100 yeas (Vote No. 325), M. Christina Armijo, of New Mexico, to be United States District Judge for the District of New Mexico.

Pages S 11475, S 11504, D 1102

By unanimous vote of 98 yeas (Vote No. 326), Karon O. Bowdre, of Alabama, to be United States District Judge for the Northern District of Alabama.

Pages S 11483-4, S 11504, D 1102

By unanimous vote of 98 yeas (Vote No. 327), Stephen P. Friot, of Oklahoma, to be United States District Judge for the Western District of Oklahoma.

Pages S 11484, S 11504, D 1102

William Walter Mercer, of Montana, to be United States Attorney for the District of Montana for the term of four years.

Thomas E. Moss, of Idaho, to be United States Attorney for the District of Idaho for the term of four years.

J. Strom Thurmond, Jr., of South Carolina, to be the United States Attorney for the District of South Carolina for the term of four years.

Leura Garrett Canary, of Alabama, to be United States Attorney for the Middle District of Alabama for the term of four years.

Paul K. Charlton, of Arizona, to be United States Attorney for the District of Arizona for the term of four years.

Jeffrey Gilbert Collins, of Michigan, to be United States Attorney for the Eastern District of Michigan for the term of four years.

William S. Duffey, Jr., of Georgia, to be United States Attorney for the Northern District of Georgia for the term of four years.

Maxwell Wood, of Georgia, to be United States Attorney for the Middle District of Georgia for the term of four years.

Dunn Lampton, of Mississippi, to be United States Attorney for the Southern District of Mississippi for the term of four years.

Alice Howze Martin, of Alabama, to be United States Attorney for the Northern District of Alabama for the term of four years.

Drew Howard Wrigley, of North Dakota, to be United States Attorney for the District of North Dakota for the term of four years.

Pages S 11504, D 1103

Committee Meetings:

Committee on Governmental Affairs: Committee concluded hearings on the nomination of *Odessa F. Vincent*, to be an Associate Judge of the Superior Court of the District of Columbia, after the nominee, who

was introduced by District of Columbia Delegate Eleanor Holmes Norton, testified and answered questions in her own behalf.

Page D 1103

Committee on the Judiciary: Subcommittee on Technology, Terrorism, and Government Information concluded hearings to examine the potential threat to America posed by the use of certain biological agents and toxins, focusing on federal, state, and local law enforcement efforts to combat acts of biological terror, including research and public health responders.

Pages D 1103-4

Committee on the Judiciary: Committee concluded hearings on the nomination of *Thomas L. Sansonetti*, of Wyoming, to be *Assistant Attorney General for the Environment and Natural Resources Division, Department of Justice*, after the nominee testified and answered questions in his own behalf.

Page D 1104

Committee Meetings For Wednesday, November 7, 2001:

Committee on the Budget: @ 3:15 p.m. Business meeting to consider **S.J. Res. 28**, suspending certain provisions of law pursuant to section 258(a)(2) of the Balanced Budget and Emergency Deficit Control Act of 1985. SD-562.

Committee on the Judiciary: @ 10:00 a.m. *To hold hearings on the nomination of Joe L. Heaton, to be United States District Judge for the Western District of Oklahoma, the nomination of Clay D. Land, to be United States District Judge for the Middle District of Georgia, the nomination of Frederick J. Martone, to be United States District Judge for the District of Arizona, the nomination of Danny C. Reeves, to be United States District Judge for the Eastern District of Kentucky, the nomination of Julie A. Robinson, to be United States District Judge for the District of Kansas; and the nomination of James Edward Rogan, to be Under Secretary of Commerce for Intellectual Property and Director of the United States Patent and Trademark Office. SD-226.*

Page D 1106

Remark:

Aviation Security.
Dorgan

Pages S 11481-3

HOUSE

Bills Introduced:

H.R. 3229. A bill to *enhance the security of the international borders of the United States*; to the Committee on the Judiciary, and in addition to the Committees on International Relations, and

Transportation and Infrastructure, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

Gallegly

Page H 7851

H.R. 3231. *A bill to replace the Immigration and Naturalization Service with the Agency for Immigration Affairs, and for other purposes; to the Committee on the Judiciary.*

Sensenbrenner

Pages H 7851-2

H.J. Res. 72. A joint resolution *proposing an amendment to the Constitution of the United States* regarding the right to vote; to the Committee on the Judiciary.

Jackson

Page H 7852

Reports Filed:

Reports were filed today as follows:

Supplemental report on H.R. 3016, to amend the Antiterrorism and Effective Death Penalty Act of 1996 with respect to the responsibilities of the Secretary of Health and Human Services regarding biological agents and toxins, **and to amend title 18, United States Code**, with respect to such agents and toxins, to clarify the application of cable television system privacy requirements to new cable services, to strengthen security at certain nuclear facilities (House Report 107-231, Pt. 2);

Conference report on H.R. 2620, making appropriations for the Departments of Veterans Affairs and Housing and Urban Development, and for sundry independent agencies, boards, commissions, corporations, and offices for the fiscal year ending September 30, 2002, (House Report 107- 272).

Pages H 7851, D 1104

Suspensions:

The House agreed to suspend the rules and pass the following measures:

Patent and Trademark Office Authorization Act: H.R. 2047, amended, to authorize appropriations for the United States Patent and Trademark Office for fiscal year 2002;

Pages H 7728-30, D 1104

Financial Services Antifraud Network: H.R. 1408, amended, to safeguard the public from fraud in the financial services industry, to streamline and facilitate the antifraud information-sharing efforts of Federal and State regulators (agreed to by a yeas-and-nays vote of 392 yeas to 4 nays, Roll No. 427).

Pages H 7732-45, H 7780-1, D 1104

Suspensions--Proceedings Postponed:

The House completed debate on the following motions to suspend the rules. Further proceedings were postponed until Nov. 7:

Nathaniel R. Jones and Frank J. Battisti Federal Building and United States Courthouse, Youngstown, Ohio: H.R. 852, to designate the Federal building and United States courthouse to be constructed at 10 East Commerce Street in Youngstown, Ohio, as the "Nathaniel R. Jones and Frank J. Battisti Federal Building and United States Courthouse."

Pages H 7748-50, D 1104

S. 1447. Airport Security Federalization Act:

The House passed S. 1447, to improve aviation security, after striking all after the enacting clause and inserting in lieu thereof the text of H.R. 3150, as passed the House. H.R. 3150, was then laid on the table. Subsequently, the House insisted on its amendment and asked for a conference with the Senate. Appointed as conferees: Young of Alaska, Petri, Duncan, Mica, Ehlers, Oberstar, Lipinski, and DeFazio.

Pages H 7754-79, D 1105

By a recorded vote of 397 yeas with none voting "no," Roll No. 428, agreed to the **Oberstar motion** to

instruct conferees to make every effort to resolve all differences between the two Houses as soon as possible, and no later than Friday, Nov. 9, 2001.

Pages H 7781-2, D 1105

Committee Meetings:

Committee on Energy and Commerce: Subcommittee on Oversight and Investigations held a hearing entitled "*Charitable Contributions for September 11: Protecting against Fraud, Waste, and Abuse.*"

Committee on Transportation and Infrastructure: *Subcommittee on Economic Development, Public Buildings and Emergency Management approved for full Committee action the following: H.R. 2841, to designate the building located at 1 Federal Plaza in New York, New York the "James L. Watson United States Court of International Trade Building;" H.R. 2972, to designate the Federal building and United States courthouse located at 550 West Fort Street in Boise, Idaho, as the "James A. McClure Federal Building and United States Courthouse;" H.R. 3093, to designate the Federal building and United States courthouse located at 501 Bell Street in Alton, Illinois, as the "William L. Beatty Federal Building and United States Courthouse;" the GSA Fiscal Year 2002 Capital Investment and Leasing Program; remaining committee resolutions and several 11(b) resolutions.*

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Committee Meetings For Wednesday, November 7, 2001:

Committee on the Budget, @ 1:00 p.m. Hearing on Ensuring Domestic Security: Issues and Potential Costs. 210 Cannon.

Committee on Financial Services, @ 10:00 a.m. To mark up H.R. 3210, *Terrorism Risk Protection Act.* 2128 Rayburn.

Page D 1106

Committee on the Judiciary, @ 2:00 p.m. Subcommittee on Crime, hearing and mark up of H.R. 3209, *Anti-Hoax Terrorism Act of 2001.* 2237 Rayburn.

Committee on Transportation and Infrastructure, @ 11:00 a.m. To consider the following: H.R. 525, *Preparedness Against Domestic Terrorism Act of 2001;* H.R. 2841, to designate the building located at 1 Federal Plaza in New York, New York the "James L. Watson United States Court of International Trade Building;" H.R. 2972, to designate the Federal building and United States courthouse located at 550 West Fort Street in Boise, Idaho, as the "James A. McClure Federal Building and United States Courthouse;" H.R. 3093, to designate the Federal building and United States courthouse located at 501 Bell Street in Alton, Illinois, as the "William L. Beatty Federal Building and United States Courthouse;" H.R. 2546, *Real Interstate Driver Equity Act of 2001;* miscellaneous public building resolutions, including: 27 GSA Leases Resolutions; two repair and alteration resolutions; seven Construction Resolutions; and two 11(b) Public Building Resolutions. 2167 Rayburn.

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Committee Meetings For Wednesday, November 7, 2001 (Cont'd.):

Committee on Ways and Means, @ 2:00 p.m. To mark up H.R. 2269, *Retirement Security Advice Act of 2001.* 1100 Longworth.

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Remarks:

Strengthening Immigration.

Stearns

Page H 7726

Airline Security Bill.
Strickland

Pages H 7835-46

NEW PUBLIC LAW

***H.R. 2904, making appropriations for military construction, family housing, and base realignment and closure for the Department of Defense for the fiscal year ending September 30, 2002. Signed November 5, 2001.
(Public Law 107-64)***

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Next SENATE MEETING: Wednesday, 10:00 a.m., November 7, 2001.
Next HOUSE MEETING: Wednesday, 10:00 a.m., November 7, 2001.

OLA: S. Schwarz (Smith)